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5                   IN THE UNITED STATES DISTRICT COURT  
6                   FOR THE EASTERN DISTRICT OF CALIFORNIA  
7

8 PETER T. HARRELL,

9                   Plaintiff,    No. CIV S-05-0420 GEB CMK

10                 vs.

11 DARREL LEMOS, et al.,

12                 Defendants.    ORDER

13 \_\_\_\_\_ /  
14                   Plaintiff, who is proceeding without counsel and in forma pauperis, has filed this  
15 civil rights action against several defendants. Pending before the court is plaintiff's motion to  
16 dismiss this action (Doc. 89). Defendants have file a notice of non-opposition. Good cause  
17 appearing therefor, this action is dismissed. See Fed. R. Civ. P. 41(a)(2). The Clerk of the Court  
18 is directed to close this file.

19                   IT IS SO ORDERED.

20  
21 DATED: December 1, 2011

22                     
23                   CRAIG M. KELLISON  
24                   UNITED STATES MAGISTRATE JUDGE  
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